



PUBLIC SCHOOLS OF NORTH CAROLINA

STATE BOARD OF EDUCATION | Eric C. Davis, Chairman

WWW.NCPUBLICSCHOOLS.ORG

MEMORANDUM

TO: Office of State Budget and Management

FROM: North Carolina State Board of Education Legal Office

DATE: May 14, 2019

RE: N.C. Gen. Stat. § 150B-19.1(g) Certification: Dispute Resolution Process for Homeless Students

The following rules within 16 NCAC 06H are proposed for readoption to be compatible with federal law governing dispute resolution for homeless students:

16 NCAC 06H .0114, .0115, and .0116 apply to the processes by which homeless students can seek resolution for complaints about eligibility, school selection, or enrollment and how they can appeal Local Education Agency decisions regarding enrollment. Regulation by the State of North Carolina of these matters is subject to the provisions of 42 U.S.C. §§ 11431 - 11432.

The adoption of the above-named rules is necessary to comply with the federal regulations ensuring that homeless children have equal access to the same public education as other children.